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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 3516.12US01

Pathak et al.

Confirmation No.: 4146

Application No.: 10/010,715

Examiner: A. Mohamed

Filed: November 9, 2001

Group Art Unit: 1653

For: BIOCOMPATIBLE CROSSLINKED POLYMERS

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.191, Applicants hereby appeal to the Board of Appeals from the Office Action mailed September 22, 2004, finally rejecting claims 1-35 in the above-identified patent application. A check in the amount of \$310.00 is enclosed to cover the official Notice of Appeal fee (\$250.00) for a small entity and a one-month extension of time (\$60.00).

Respectfully submitted,

Curtis B. Herbert, Ph.D., Esq.
Registration No. 45,443

01/31/2005 CNGUYEN 00000017 10010715

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250.00 OP

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Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

January 24, 2005

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Curtis B. Herbert